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*Counsel for the Official Committee of Unsecured
Creditors*

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

In re:

THE ROMAN CATHOLIC BISHOP OF
OAKLAND, a California corporation sole,

Debtor.

Case No. 23-40523 WJL

Chapter 11

**FIRST SUPPLEMENTAL
DECLARATION OF JEFFREY D.
PROL IN SUPPORT OF APPLICATION
FOR ORDER AUTHORIZING
RETENTION OF LOWENSTEIN
SANDLER LLP AS LEAD COUNSEL
TO THE OFFICIAL COMMITTEE OF
UNSECURED CREDITORS OF THE
ROMAN CATHOLIC BISHOP OF
OAKLAND EFFECTIVE AS OF MAY
30, 2023**

1 I, Jeffrey D. Prol, hereby declares pursuant to 28 U.S.C. § 1746 as follows:

2 1. I am a partner of the law firm of Lowenstein Sandler LLP ("Lowenstein"), lead
3 counsel to the Official Committee of Unsecured Creditors ("the "Committee") of the Roman
4 Catholic Bishop of Oakland (the "Debtor"). I am admitted to this Court *pro hac vice*.

5 2. I submit this declaration as a supplement to my declaration dated June 27, 2023
6 [Docket No. 175] (the "Original Declaration") in support of the Committee's Application for Entry
7 of an Order Authorizing Retention of Lowenstein Sandler LLP as Lead Counsel to the Official
8 Committee of Unsecured Creditors of the Roman Catholic Bishop of Oakland Effective as of May
9 30, 2023 [Docket No. 173] (the "Application").¹ The Application was approved by order of this
10 Court dated July 8, 2023 [Docket No. 205].

11 3. The following is my response provided pursuant to Paragraph D.1 of The Appendix
12 B Guidelines and supplements the response in paragraph 30 of the Original Declaration. The
13 language below more accurately describes the agreement between the Committee and Lowenstein.
14 The original terms of the engagement have not changed. For the sake of clarity, the new language
15 has been italicized:

16 **Question:** Did you agree to any variations from, or alternatives to, your
17 standard or customary billing arrangements for this engagement?

18 **Response:** Yes. Lowenstein has agreed to reduce its hourly rates for the benefit
19 of the Committee's constituency (i.e., holders of sexual abuse claims
20 against the Debtor). In order to assure that any price reduction
21 inures solely to the benefit of the Committee's constituency,
22 Lowenstein will hold ten percent of all fees received in this Chapter
23 11 Case in a trust account to benefit sexual abuse claimants. The
24 funds will be held until a trust is established through a plan of
25 reorganization. If no such trust is created, the funds will be donated
26 to a child advocacy organization to be selected by the Committee at
27 the conclusion of the Chapter 11 Case. Additionally, Lowenstein
28 has agreed not to charge the Committee for its travel time *between*
New Jersey and the Bay Area and has further agreed to charge other
travel time at a 50% discounted rate.

¹ Capitalized terms used but not defined herein shall have the meaning ascribed to them in the Application.

1 I declare under penalty of perjury under the laws of the United States that the foregoing is
2 true and correct. Executed this 30th day of August 2023, in Roseland, New Jersey.

3 By: /s/ Jeffrey D. Prol
4 Jeffrey D. Prol
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